

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

**BOND PHARMACY, INC., d/b/a AIS  
HEALTHCARE,**

**Plaintiff,**

**v.**

**ANTHEM HEALTH PLANS OF VIRGINIA,  
INC., d/b/a ANTHEM BLUE CROSS AND  
BLUE SHIELD,**

**Defendant.**

**Civil Action No. 1:22-cv-01343-CMH-IDD**

**DEFENDANT ANTHEM HEALTH PLANS OF VIRGINIA, INC.  
D/B/A ANTHEM BLUE CROSS AND BLUE SHIELD'S OBJECTIONS  
TO PLAINTIFF'S WITNESS AND EXHIBIT LISTS**

Defendant Anthem Health Plans of Virginia, Inc. d/b/a Anthem Blue Cross and Blue Shield ("Anthem"), by counsel, hereby objects to Plaintiff's Witness List (ECF 97) and Plaintiff's Exhibit List (ECF 94) as follows:

**Objections to Plaintiff's Witness List**

Anthem objects to Plaintiff calling Dr. Michael R. Dorwart, Dr. Douglas Beall, or Dr. Stuart Rosenblum (collectively, the "Witnesses") as witnesses at trial. None of the Witnesses was disclosed in AIS's Rule 26(a)(1) Initial Disclosures or in AIS's interrogatory answers. Therefore, Plaintiff should be precluded from calling any of the Witnesses at trial under Federal Rule of Civil Procedure 37(c)(1).

Anthem objects to Plaintiff's claim in its Witness List that it reserves the right to call any witness appearing on Anthem's witness list. Anthem has not undertaken, by listing a witness on

its witness list, to make witnesses available, including those beyond the subpoena power of the Court.

Anthem reserves the right to supplement these objections as necessary.

**Objections to Plaintiff's Exhibit List**

Anthem's objections to Plaintiff's Exhibit List are set forth in **Exhibit A** hereto.

Anthem reserves the right to object to any demonstrative exhibits that Plaintiff intends to use at trial. Anthem further reserves the right to object to any additional exhibits disclosed by Plaintiff in advance of trial, and to supplemental these objections as necessary.

Anthem reserves the right to object to the introduction of any exhibit not properly authenticated or for which the foundation has not been laid, and to hearsay without a proper hearsay exception.

Date: November 29, 2023

ANTHEM HEALTH PLANS OF VIRGINIA, INC.  
D/B/A ANTHEM BLUE CROSS AND BLUE  
SHIELD

/s/ Michael E. Lacy

Michael E. Lacy (VSB No. 48477)  
Sarah E. Siu (VSB No. 94716)  
TROUTMAN PEPPER HAMILTON SANDERS LLP  
P.O. Box 1122  
Richmond, VA 23218-1122  
Telephone: (804) 697-1326  
Facsimile: (804) 697-6061  
michael.lacy@troutman.com  
sarah.siu@troutman.com

Virginia Bell Flynn (VSB No. 79596)  
TROUTMAN PEPPER HAMILTON SANDERS LLP  
301 S. College Street, 34th Floor  
Charlotte, NC 28202  
Telephone: (704) 916-1509  
Facsimile: (704) 998-4051  
virginia.flynn@troutman.com

Callan G. Stein (*pro hac vice*)  
TROUTMAN PEPPER HAMILTON SANDERS LLP  
125 High Street, 19th Floor  
Boston, MA 02110  
Telephone: (617) 204-5100  
callan.stein@troutman.com

Harry J. Liberman (*pro hac vice*)  
TROUTMAN PEPPER HAMILTON SANDERS LLP  
875 Third Avenue  
New York, NY 10022  
Telephone: (202) 704-6000  
harry.liberman@troutman.com

*Counsel for Defendant-Counterclaimant*